

RESPONSE UNDER 37 C.F.R. § 1.111
U.S. APPLICATION NO. 09/825,332
ATTORNEY DOCKET NO. Q63917

REMARKS

Claims

Claims 1-11 are all the claims pending in the application. All of Claims 1-11 stand rejected under 35 U.S.C. § 103(a) as allegedly obvious over Amin, U.S. Patent No. 6,014,559 (“Amin”) in view of Moon, U.S. Patent No. 6,181,928 (“Moon”). Applicants respectfully traverse the rejection for the following reasons.

Amin is generally directed to a method and system for delivering a voice mail notification indicating that a voice mail message is waiting for a subscriber to a voice mail system. More specifically, Amin discloses that if the subscriber is within the network at the time that the voice mail message is recorded, the system sends a voice mail notification directly to the subscriber. If the subscriber is outside the network at the time the voice mail message is recorded, but is at home, the notification is sent to a private base station. The Examiner acknowledges that Amin fails to teach or suggest the following, as recited in Claim 1 of the present application:

units to store, when connection with said portable cellular phone is unable to be made, a voice message to be fed to said portable cellular phone and to provide, when connection with said portable cellular phone is able to be made, a notification that said voice message has been stored, to said portable cellular phone (Claim 1).
(Office Action, p. 2).

The Examiner relies on Moon to teach this limitation. Moon is generally directed to a method and apparatus for providing message waiting notification to a wireless client. More specifically, according to the disclosure of Moon, when a message is received for a wireless client, the telephone network pages the wireless client in order to alert them to the fact that there

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is a message waiting. (Moon, Abstract). According to Moon, the notification page to the wireless client is in the form of a telephone call to the client cell phone. (Moon, col. 2, lns. 45-66).

Contrary to the assertion of the Examiner, there is no teaching or suggestion within the disclosure of Moon of a procedure for notifying the client of the message when a connection can't be made to the client at the time the message is received (i.e. when the client is unable to receive a phone call).

Therefore, for at least the above reasons, Applicants respectfully submit that a reasonable combination, if any, of Amin and Moon fails to teach or suggest all of the limitations of the present invention as recited in Claim 1. Applicants further submit that limitations recited in each of Claims 3, 6, 7, 10, and 11 parallel the above-discussed limitation of Claim 1, and that Claims 3, 6, 7, 10, and 11 are patentable at least for the same reasons as presented above with respect to Claim 1.

Applicants respectfully submit that Claims 2, 4, 5, 8, and 9 are patentable at least by virtue of their dependence on one of Claims 1, 3, and 7.

Conclusion

In view of the above, reconsideration and allowance of this application are now believed to be in order, and such actions are hereby solicited. If any points remain in issue which the Examiner feels may be best resolved through a personal or telephone interview, the Examiner is kindly requested to contact the undersigned attorney at the telephone number listed below.

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The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.

Respectfully submitted,



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